

DOCKET NO. C01039.70020.US

#29

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Subsection (b) of 36 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	Application Number	09/337,584
	Confirmation Number	9169
	Filing Date	June 21, 1999
	First Named Inventor	Krieg
	Group Art Unit	1631
	Examiner Name	Martineau, James

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, you may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA.

#29

1. Submission required under 37 C.F.R. § 1.114
 - a. Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on . (Any unentered amendment(s) referred to above will be entered.)
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
 - iii. ☐ Other:
 - b. Enclosed is/are:
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☒ Information Disclosure Statement (IDS)
 - iv. ☒ Other: Form PTO-1449 and copies of references cited therein (2); Return Receipt Postcard
2. Miscellaneous
 - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months. (Period of suspension shall not exceed 3 months) and the Fee of \$130.00 under 37 C.F.R. § 1.17(l) is enclosed.
 - b. ☒ Other: Petition Under 37 C.F.R. § 1.313(c) is filed concurrently under separate cover.
3. Fees - The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
 - a. ☒ Enclosed is a check in the amount of \$750.00 which covers:
 - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. ☐ Other
4. If the filing of this RCE necessitates an extension of time under 37 CFR § 1.136(a), the applicant hereby requests such extension of time.
5. If there is no check enclosed, or if the amount of the enclosed check in this RCE is incorrect, the Director is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.

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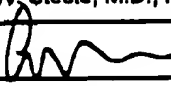
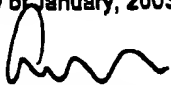
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6. CORRESPONDENCE ADDRESS

Correspondence address below

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7. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED					
NAME	Alan W. Steele, M.D., Ph.D., Reg. No. 45,128				
SIGNATURE					
DATE	January 27, 2003				
<p align="center">CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)</p> <p>The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to BOX RCE, Commissioner for Patents, Washington, D.C. 20231, on the 27th day of January, 2003.</p> <p align="center"> Alan W. Steele, M.D., Ph.D.</p>					

**F A X C O V E R****Date:** February 4, 2003**Number of pages (including cover):** 9**To:** Examiner Karen Creasy, U.S. Patent and Trademark Office**Fax No.:** 703.308.6916**Serial No.:** 09/337,584**Title:** METHODS OF TREATING ALLERGIC AND ASTHMATIC DISORDERS USING IMMUNOSTIMULATORY OLIGONUCLEOTIDES**From:** Alan W. Steele, M.D., Ph.D.**Direct dial:** 617.573.7857**Our File #:** C01039.70020.US**FAX RECEIVED****FEB 04 2003****PETITIONS OFFICE****CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. §1.6(d)**

The undersigned hereby certifies that this document is being transmitted via facsimile to the attention of Examiner Karen Creasy, FAX number 703.308.6916, at the United States Patent and Trademark Office, Washington, D.C. 20231, in accordance with 37 C.F.R. §1.6(d), on the 4th day of February, 2003.



Alan W. Steele, M.D., Ph.D.**ORIGINAL DOCUMENTS WILL NOT BE MAILED.****MESSAGE:** Transmitted herewith is/are copy of RCE and IDS.

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PATENTS TRADEMARKS COPYRIGHTS TECHNOLOGY TRANSFERS LITIGATION

Serial No. 09/337,584 File No. CO1039.70000-US By: AKS/HCL
 Title: METHODS OF TREATING ALLERGIC AND ASTHMATIC...
 Application of: KRIG ET AL. WGS Date: 1002
 The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:

<input type="checkbox"/> Mailing by Express Mail (37 CFR 1.10)	<input checked="" type="checkbox"/> Provisional Application Cover Sheet
<input type="checkbox"/> Express Mail Label No.	<input checked="" type="checkbox"/> Multiple Dependent Claim Fee Sheet
<input type="checkbox"/> Patent Application	<input checked="" type="checkbox"/> Inf. Disc. Statement, PTO Form 1449
<input type="checkbox"/> Non-provisional <input type="checkbox"/> Provisional	<input checked="" type="checkbox"/> References Cited
Incl. _____ pages, (_____ pgs) Specification,	<input checked="" type="checkbox"/> Priority Document(s) # _____
(_____ pgs) Abstract, (_____ pgs) Claims (_____ # claims)	<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts
<input type="checkbox"/> Design Patent Application	<input checked="" type="checkbox"/> Amendment/Response
Declaration(s) _____	<input checked="" type="checkbox"/> Petition for Ext. of Time (x2)
Drawings _____ Sheet(s) (FIGS _____)	<input checked="" type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Formal <input type="checkbox"/> Informal	<input checked="" type="checkbox"/> Letter to Official Draftsperson
<input type="checkbox"/> Utility Patent Application Transmittal	<input checked="" type="checkbox"/> Notice of Appeal
Fee calculation sheet (x2)	<input checked="" type="checkbox"/> Brief (x3)
CPA Transmittal	<input checked="" type="checkbox"/> Check for \$ <u>520.00</u> Check # <u>14200</u>
Verified Statement claiming small entity status	<input checked="" type="checkbox"/> Transmittal Letter (x2)
Assignment and Cover Sheet	<input checked="" type="checkbox"/> Cert. of Mailing under 37 CFR 1.8(a)
<input checked="" type="checkbox"/> Other <u>Request for Continued Examination</u>	

DATE MAILED January 27, 2003

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